

1 THE HONORABLE KYMBERLY K. EVANSON  
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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
10 AT SEATTLE

11 CD REISS, on behalf of herself and all others  
12 similarly situated,

13 Plaintiff,

14 v.

15 AMAZON.COM, INC., a Delaware  
16 corporation,

17 Defendant.

18 Case No. 2:24-cv-00851-KKE

19 **STIPULATED MOTION AND  
20 [PROPOSED] ORDER TO TRANSFER**

21 **NOTE ON MOTION CALENDAR:**  
22 July 24, 2024

23 **STIPULATION**

24 The parties, by and through their counsel, stipulate and agree as follows:

25 1. Plaintiff CD Reiss filed this lawsuit on June 13, 2024, and served Amazon.com,  
26 Inc. (“Amazon”) with the Summons and Complaint on June 18, 2024.

27 2. This Court extended the deadline for Amazon to respond to the Complaint by 60  
28 days, until September 9, 2024.

29 3. The Court ordered the parties to conduct a Rule 26(f) conference by July 24, 2024.

30 4. Plaintiff’s complaint alleges that Amazon has engaged in anticompetitive conduct,  
31 including through the manner in which it contracts with authors. Dispute-resolution provisions in  
32 these contracts between Audible, Amazon’s subsidiary, and authors such as Plaintiff require that

33 STIPULATED MOTION AND [PROPOSED]  
34 ORDER TO TRANSFER - 1  
35 (Case No. 2:24-cv-00851-KKE)

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1 disputes be brought in courts sitting in the County of New York, New York, which has exclusive  
2 jurisdiction of such cases.

3       5.      28 U.S.C. § 1404(a) permits transfer of a case to any “district to which the parties  
4 have agreed by contract or stipulation.” *Atl. Marine Const. Co. v. U.S. Dist. Ct. for W. Dist. of*  
5 *Texas*, 571 U.S. 49, 59 (2013).

6       6. Plaintiff's complaint is hereby transferred to the United States District Court for the  
7 Southern District of New York for further proceedings.

8      7. All other deadlines set by this Court are hereby stayed.

9 ||| 8. The parties have conducted a Rule 26(f) conference on July 23, 2024.

10        9.      The parties have agreed to the deadlines in subparagraphs 9(a)-(b) and following  
11 transfer will jointly move for the following deadlines:

- a. Initial disclosures: August 21, 2024
  - b. Amazon's answer or motion on the complaint: September 16, 2024

## IT IS SO STIPULATED.

Dated this 24th day of July, 2024.

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**STIPULATED MOTION AND [PROPOSED]  
ORDER TO TRANSFER - 2  
(Case No. 2:24-cv-00851-KKE)**

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**STIPULATED MOTION AND [PROPOSED]  
ORDER TO TRANSFER - 3  
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## ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated this \_\_\_\_ day of July, 2024.

**THE HONORABLE KYMBERLY K. EVANSON  
UNITED STATES DISTRICT JUDGE**

*Presented by:*

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**STIPULATED MOTION AND [PROPOSED]  
ORDER TO TRANSFER - 4  
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